

MAR 12 2012

JULIA C. DUNN, CLERK
BY: 
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

FRANKIE M. MILLER, JR.,)	CASE NO. 7:11CV00180
)	
Plaintiff,)	
)	FINAL ORDER
vs.)	
)	
)	
ROBERT O. MARSH, <u>ET AL.</u> ,)	By: Glen E. Conrad
)	Chief United States District Judge
Defendant(s).)	

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

as follows:

1. Plaintiff's motion for voluntary nonsuit as to Defendant Stephens (ECF No. 35) is **GRANTED** and all claims against this defendant are **DISMISSED** without prejudice;
2. The motion to dismiss filed by Defendants Marsh and Meadows is **GRANTED**;
3. The motion for summary judgment filed by Defendants Schilling and Hepler is **GRANTED**;
4. Any related claims under state law claims are **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1367(c); and
5. This action is **STRICKEN** from the active docket of the court.

ENTER: This 12th day of March, 2012.



Chief United States District Judge